

AMENDED

Serial No. 51999

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office APR 11 1988

Returned to applicant for correction MAY 0 5 1988

Corrected application filed MAY 2 6 1988 Map filed MAY 2 6 1988 under 51998

The applicant Y-3 II

P.O. Box 5405 of Boise City or Town

Idaho 83705 State and Zip Code No. hereby makes application for permission to change the

Place of use and the point of diversion Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit 29324 (Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

- The source of water is Underground (Hale Well #2)
Name of stream, lake, underground spring or other source.
- The amount of water to be changed 4.7 cfs
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
- The water to be used for Irrigation
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water heretofore permitted for Irrigation
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water is to be diverted at the following point within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 15, T 47 N, R 65 E,
Describe as being within a 40-acre subdivision of public survey and by course and MDM, from which the SE corner of said section bears S 85° 06' E, 2,055 feet distance to a section corner. If on unsurveyed land, it should be stated.
- The existing permitted point of diversion is located within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 15, T 47 N, R 65 E,
If point of diversion is not changed, do not answer. MDM, from which the SE corner of said Section bears S 80° E, 2,270 feet distance
- Proposed place of use. Portions of T.47N., R.65E., M.D.M., as follows: Section 15: SW $\frac{1}{4}$ SE $\frac{1}{4}$,
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
SE $\frac{1}{4}$ SW $\frac{1}{4}$: 80 acres; SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$: 1.1 acres; Section 21: NE $\frac{1}{4}$ NE $\frac{1}{4}$: 40 acres, NW $\frac{1}{4}$ NE $\frac{1}{4}$: 17.1 ac; NE $\frac{1}{4}$ NW $\frac{1}{4}$: 26.5 ac; NW $\frac{1}{4}$ NW $\frac{1}{4}$: 2.0 ac; Section 22: NW $\frac{1}{4}$ NW $\frac{1}{4}$: 33.3 acres; NE $\frac{1}{4}$ NW $\frac{1}{4}$: 40 ac; NW $\frac{1}{4}$ NE $\frac{1}{4}$: 40 ac; TOTAL:280 acres
- Existing place of use. Portions of T.47N., R.65E., M.D.M., as follows: Section 15: SW $\frac{1}{4}$ SE $\frac{1}{4}$,
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or S $\frac{1}{2}$ SW $\frac{1}{4}$: 120 acres; Section 21: NE $\frac{1}{4}$ NE $\frac{1}{4}$: 40 acres Section 22: N $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$: 120 acres TOTAL:280 acres
manner of use of irrigation permit, describe acreage to be removed from irrigation.
- Use will be from January 1 to December 31 of each year.
Month and Day Month and Day
- Use was permitted from January 1 to December 31 of each year.
Month and Day Month and Day
- Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Existing drilled well, casing and valve to
State manner in which water is to be diverted, i.e. diversion structure, ditches, control artesian flow, pipe lines for application of water through irrig. system
pipes and flumes, or drilled well, etc.
- Estimated cost of works \$20,000.00
- Estimated time required to construct works Two years

14. Estimated time required to complete the application of water to beneficial use.....Four years.....

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Companion application to change place of use and point of diversion under permit 29323 also being filed at this time, to provide for co-mingling of water from the two sources. Please send copies of notices and correspondence to the undersigned agent.

s/William A Nisbet
By William A. Nisbet, agent
421 Court Street
Elko, Nevada 89801

Compared...jjk/ pm pm/se

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use and point of diversion of the waters of an underground source as heretofore granted under Permit 29324 is issued subject to the terms and conditions imposed in said Permit 29324 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 51998 and 51999 shall not exceed 1120 acre-feet annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not

to exceed 4.7 cubic feet per second, but not to exceed 1120 acre-feet annually and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before October 1, 1989

Proof of completion of work shall be filed before November 1, 1989

Application of water to beneficial use shall be made on or before October 1, 1990

Proof of the application of water to beneficial use shall be filed on or before November 1, 1990

Map in support of proof of beneficial use shall be filed on or before November 1, 1990

Completion of work filed NOV 6 1989 IN TESTIMONY WHEREOF, I PETER G. MORROS, State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed DEC 02 1993 my office, this 27th day of June

Cultural map filed

Certificate No. 13839 Issued FEB 07 1994

A.D. 19 89

Peter G. Morros
State Engineer